

UNITED STATES DISTRICT COURT
for the
Western District of North Carolina

United States of America v. TORRAN LEEHAN PHILLIPS))) Case No: <u>3:02CR182-02</u>) USM No: <u>19113-058</u>) <u>Tanzania C. Cannon-Eckerle</u>) Defendant's Attorney
Date of Previous Judgment: <u>August 19, 2003</u> (Use Date of Last Amended Judgment if Applicable)	

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 72 months **is reduced to** Time served, plus 10 days.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: <u>31</u> Criminal History Category: <u>IV</u> Previous Guideline Range: <u>151</u> to <u>188</u> months	Amended Offense Level: <u>29</u> Criminal History Category: <u>IV</u> Amended Guideline Range: <u>121</u> to <u>151</u> months
--	--

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain): _____

III. ADDITIONAL COMMENTS

It is further ordered that as a condition of supervised release the defendant shall submit to the local Residential Reentry Center for a period not to exceed 90 days, with work release, at the direction of the United States Probation Officer.

Except as provided above, all provisions of the judgment dated August 19, 2003 shall remain in effect.

IT IS SO ORDERED.

Order Date: May 8, 2008

Effective Date: _____
(if different from order date)



Graham C. Mullen
United States District Judge

